

REMARKS/ARGUMENTS

The Office Action of August 14, 2003, has been carefully reviewed and these remarks are responsive thereto. Reconsideration and allowance of the instant application are respectfully requested. Claims 1, 15, 23, 57, and 60-62 have been amended. Claims 1, 4, 6-23, 57, and 60-62 remain pending.

Applicants thank the Examiner for the courtesies extended during the personal interview on October 7, 2003.

Rejections under 35 U.S.C. § 112, first paragraph

Claims 1, 4, 6-23, 57 and 60-62 stand rejected under 35 U.S.C. § 112, first paragraph as allegedly failing to comply with the enablement requirement. The Action alleges that the claims contain subject matter, "which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is nearly connected, to make and/or use the invention." (Action, page 4). Applicants respectfully traverse this rejection.

As agreed to by the Examiner in the Interview Summary (Paper No. 23), the gamut expanded sRGB color space is known by those skilled in the art to be a physical-based color space and is thus "linear with respect to luminance." As such, one skilled in the art would have been enabled to make and/or use the present invention as adequately described in Applicants' written description.

Further, as agreed to by the Examiner during the Examiner Interview on October 7, 2003, Applicants have amended each independent claim to remove redundant claim language.

Rejections under 35 U.S.C. § 103(a)

Claims 1, 4, 6-23, 57, and 60-62 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,946,113 to Pritchett ("*Pritchett*") and "A Standard Default Color Space for the Internet - sRGB" by Stokes et al. ("*Stokes*"). Applicants respectfully traverse this rejection.

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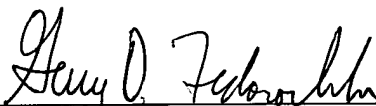
Based on the 37 C.F.R. § 1.132 Declaration of Mr. Michael Stokes, submitted concurrently herewith, Applicants overcome the rejection over the combination of *Pritchett* and *Stokes*. *Pritchett* fails to teach or suggest conversion that utilizes a physical-based color space. Applicants rely on paragraphs 5-10 of the Declaration of Mr. Michael Stokes to support how *Pritchett* fails to teach or suggest a physical-based color space conversion. Further, *Stokes* fails to cure the deficiencies of *Pritchett*. Accordingly, Applicants respectfully request withdrawal of the rejection under 35 U.S.C. § 103(a).

CONCLUSION

All rejections having been addressed, Applicants respectfully submit that the instant application is in condition for allowance, and respectfully solicit prompt notification of the same. Should the Examiner find that a telephonic or personal interview would expedite passage to issue of the present application, the Examiner is encouraged to contact the undersigned attorney at the telephone number indicated below. No fee is believed due, however, if any fees are required or if an overpayment has been made the Commissioner is authorized to charge or credit Deposit Account No. 19-0733. Applicants look forward to passage to issue of the present application at the earliest convenience of the Office.

Respectfully submitted,
BANNER & WITCOFF, LTD.

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By: 
Gary D. Fedorochko
Registration No. 35,509

1001 G Street, N.W.
Eleventh Floor
Washington, D.C. 20001-4597
(202) 824-3000